

Appl. No. 09/609,622  
Atty. Docket No. P122  
Amdt. Dated January 23, 2004  
Reply to Office Action Dated September 29, 2003  
Customer Number 27752

Case P-122

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 09/609,622  
Applicant(s) : Sunvold *et al.*  
Filed : July 5, 2000  
Title : NUTRITIONAL COMPOSITION FOR WEIGHT  
MANAGEMENT  
TC/A.U. : 1614  
Examiner : Susan D. Coe  
Conf. No. : 4085  
Docket No. : P-122

NOTICE OF APPEAL UNDER 37 CFR § 1.191

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

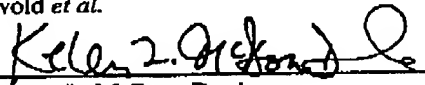
Dear Sir:

Applicants hereby appeal to the Board of Appeals from the Final Office Action dated September 29, 2003, of the Examiner finally rejecting Claims 15 – 24.

Attached hereto is a Petition for a One-Month Extension of Time, and the fee required under 37 CFR § 1.17(a)(1). Please also charge the appeal fee of \$330, any other processing fee under 37 CFR § 1.17, and any other necessary fees to Deposit Account No. 16-2480 in the name of The Procter & Gamble Company, Patent Division. An additional copy of this Notice is enclosed for such purpose.

Respectfully submitted,

Sunvold *et al.*

By   
Kelly L. McDow-Dunham  
Attorney for Applicants  
Registration No. 43,787  
Tel: 513-622-0159

January 23, 2004  
Customer No. 27752

**Procter & Gamble - I.P. Division****IMPORTANT CONFIDENTIALITY NOTICE**

The documents accompanying this telecopy transmission contain confidential information belonging to the sender which is legally protected. The information is intended only for the use of the individual or entity named below. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of this telecopied information is strictly prohibited. If you have received this telecopy in error, please immediately notify us by telephone (collect) to arrange for return of the telecopied document to us.

**RECEIVED**  
**CENTRAL FAX CENTER****FACSIMILE TRANSMITTAL SHEET AND  
CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8****JAN 23 2004****TO** **Susan D. Coe United States Patent and Trademark Office**

Fax No. 703-872-9306

Phone No. 703-306-5823

**OFFICIAL**

*I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on January 23, 2004 to the above-identified facsimile number.*

*Kelly L. McDow-Dunham*  
(Signature)

**FROM:** **Kelly L. McDow-Dunham** Typed or printed name of person signing Certificate)

Fax No. 513-622-3300

Phone No. 513-622-0159

Listed below are the item(s) being submitted with  
this Certificate of Transmission:\*\*

- 1) Notice of Appeal - orig. w/copy
- 2) Extension of Time - 1 month - orig.  
w/copy

Number of Pages including this Page 5

Inventor(s):

Sunvold et al.

S.N.: 09/609,622

Filed: July 5, 2000

Case: P122

Comments: